

SENATE BILL 1266

By Burchett

AN ACT to amend Tennessee Code Annotated, Section 55-10-403, relative to the treatment, assessment and supervision of certain DUI offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-403, is amended by deleting the first sentence of subsection (c) and substituting instead the following:

All persons sentenced under subsection (a) for a second or subsequent offense shall, in addition to service of at least the minimum sentence, be required to serve the difference between the time actually served and the maximum sentence on probation.

All persons sentenced under subsection (a) for a first offense shall, in addition to service of at least the minimum sentence, be required to serve the difference between the time actually served and the maximum sentence on supervised probation. During the course of such supervised probation, all such offenders shall be required to undergo a drug and alcohol assessment, treatment or both an assessment and treatment, if the court deems it appropriate, as provided in subdivision (c)(1).

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it and shall apply to all persons convicted of a violation of § 55-10-401 for the first time on or after such date.